

**STATUS REPORT TO THE INDEPENDENT MONITOR SUBMITTED BY THE
PARTIES TO THE COLLABORATIVE AGREEMENT**

The Parties to the Collaborative Agreement, the Plaintiff Class, represented by the American Civil Liberties Union (ACLU) of Ohio; the City of Cincinnati (CPD) and the Fraternal Order of Police (FOP) (collectively referred to as “the Parties” or “the Collaborative Partners”) submit this status report to the Independent Monitor, pursuant to Collaborative Agreement, paragraph 105.

June 5, 2005

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INTRODUCTION

This Report is intended to advise the Independent Monitor as to the progress that the Parties have made since the Monitor's Ninth Status Report was issued March 7, 2005. The Independent Monitor oversees implementation of both the Memorandum of Agreement (MOA) between the City and the United States Department of Justice, and the Collaborative Agreement (CA) between the City, the ACLU, and the FOP. The MOA is appended to the CA and is enforceable solely through the mechanism of paragraph 113 of the Collaborative Agreement

The purpose of the Collaborative Agreement is to resolve conflict, to improve community-police relations, to reduce crime and disorder, to fully resolve the pending claims of all individuals and organizations named in the underlying litigation, to implement the consensus goals identified by the community through the collaborative process, and to foster an atmosphere throughout the community of mutual respect and trust among community members, including the police. The Parties recognize that there has been friction between some members of both the community and the CPD. The ultimate goal of the Agreement is to reduce that friction and foster a safer community where mutual trust and respect are enhanced among citizens and police.

Implementation will not only reform police practice, but will enhance trust, communication, and cooperation between police and the community. The City of Cincinnati continues to be enthusiastic and committed to this endeavor.

This report provides updates based on the following established committees to fully address each area stipulated in the Agreement:

- Community Problem-Oriented Policing Committee
- Mutual Accountability
- Department of Justice Memorandum of Agreement
- Fair, Equitable, and Courteous Treatment
- Citizen Complaint Authority Committee

I. COMMUNITY PROBLEM-ORIENTED POLICING STRATEGY

Please see Appendix Item # 1 to view a list of the current Community-Police Programs and Initiatives.

A. CPOP ACTIVITIES

CPD PATROL BUREAU

See Appendix Item # 2 to view each district's problem-solving efforts for this quarter.

Citizens on Patrol Program

The Cincinnati "Citizens on Patrol" Program (COPP) was proposed by several Cincinnati City Council members in 1997. The responsibility for developing the program is assigned to the COP Coordinator. The responsibility for administering and coordinating the neighborhood-based program is assigned to the District Commanders.

As of May 2005, there are 898 trained members, of whom approximately 500 are active in the program (participate at least once monthly). Currently there are 26 neighborhood units patrolling throughout the 52 neighborhoods of the City of Cincinnati.

COPP Statistics:

The program has held two successful COPP Academies in 2005. Sixty - one new members have joined the program with new units starting in Mt. Auburn and Oakley.

The Oakley unit will begin patrolling Thursday, June 2, 2005. When a new neighborhood joins the program, the existing COP neighborhoods join them on their first night of patrols to welcome them into the program with a "Mega Patrol".

In March, Mt. Auburn's first patrol of 13 neighborhoods sent a total of 57 members to Mt. Auburn. That particular night was a huge success with over 100 quality of life issues identified and a stolen vehicle recovery.

The Police Department has begun fielding additional retired police vehicles to support the Citizens on Patrol Program. Currently there are eight retired city vehicles used to transport volunteers to hot-spots.

Fifty-seven new 800 MHz radios have been purchased and are being used by the Citizens on Patrol units. These radios allow members to speak directly with the dispatcher and officers in the neighborhoods they are patrolling.

This year, three COPP Units will be recognized for having completed five years in the program.

Volunteer Surveillance Team

The Cincinnati Police Department Volunteer Surveillance Team began routine surveillance projects in the Downtown Business District.

These surveillances have been in areas where there are high theft from auto and burglaries occurring. The team has also been active in the Government and Fountain Square areas looking for disorderly youths whose conduct impedes and disrupts others.

The Cincinnati Police Department also fields volunteers in the following capacities:

1. Desk Officer Assistant
2. Support Drivers

As we roll into 2005, we anticipate completing training of additional members from Evanston and Lower Price Hill. We have several residents trained in these neighborhoods and anticipate their involvement in 2005.

Plaintiffs Response

As the City notes in its response below to section 29k of the CA, the Parties recently re-affirmed the definition for CPOP that was initially contained in an agreement of the Parties signed June 19th, 2003 (attached). The City states that future reporting regarding CPOP initiatives of the City will comply with the agreements memorialized in Plaintiff's correspondence contained in Appendix 12. Although Plaintiffs have not had the opportunity to review documentation that would demonstrate that the current COP program satisfies any of these requirements, we take the City at its word that all future reporting of CPOP items/initiatives will satisfy the aforementioned agreement of the Parties.

Alarm Reduction Unit

In 2003, 30,000 false alarms cost taxpayers more than \$500,000 and diverted much needed resources from other public safety response activity. After analyzing the reoccurring situation, as previously reported, the False Alarm

Reduction Unit was formed to address the issue. Alarms continued to decrease this quarter. February 2005 showed a decrease of 399 calls, or 22.53% from the same month in 2004; March decreased 446 calls, or 22.94% and April decreased 259 calls, or 13.60%.

Plaintiffs' Response

As the City notes in its response below to section 29k of the CA, the Parties recently re-affirmed the definition for CPOP that was initially contained in an agreement of the Parties signed June 19th, 2003 (attached). The City states that future reporting regarding CPOP initiatives of the City will comply with the agreements memorialized in Plaintiff's correspondence contained in Appendix 12. Although Plaintiffs have not had the opportunity to review documentation that would demonstrate that the current Alarm Reduction program satisfies any of these requirements, we take the City at its word that all future reporting of CPOP items/initiatives will satisfy the aforementioned agreement of the Parties.

CPD INVESTIGATIVE BUREAU

Community Response Teams (CRTs)

The CPD conducted four Community Response Team efforts since the beginning of 2005 (January 25-26, February 17-18, March 23-24, and April 25-26). The CRTs continue to specifically address criminal activity, victimization, and community concerns of crime in affected neighborhoods. Targeted areas of enforcement included the following communities as well as the number of arrests made in that area:

<u>Community</u>	<u>Number of Arrests</u>
• Avondale	43
• Bond Hill	10
• Camp Washington	8
• Clifton	11
• College Hill	9
• Corryville	7
• CUF	8
• Downtown	8
• East End	1
• English Woods	2
• Evanston	22
• Fairmount	3
• Fairview	2
• Fay Apartments	7

• Hyde Park	3
• Kennedy Heights	11
• Madisonville	19
• Mt. Airy	9
• Mt. Auburn	10
• Mt. Washington	1
• Northside/Cumminsville	41
• Oakley	1
• Over-the-Rhine	248
• Pendleton	12
• Pleasant Ridge	3
• Price Hill	82
• Roselawn	11
• Walnut Hills	53
• West End	42
• Westwood	45
• Winton Terrace	11
Total	743

SEIZURES

CRACK COCAINE (gms)	971.99
POWDER COCAINE (gms)	2034.93
MARIJUANA (gms)	4793.18
MORPHINE DOSES	0
ECSTASY DOSES	0
HEROIN (gms)	78.18
PHARMACEUTICAL DRUGS	90

FIREARMS RECOVERED	35
VEHICLES	11
SEARCH WARRANTS	12
CURRENCY	\$40,620.00

See Appendix Item # 3 to view a monthly breakdown of CRT statistics for January through April, 2005.

Plaintiffs' Response

As the City notes in its response below to section 29k of the CA, the Parties recently re-affirmed the definition for CPOP that was initially contained in an agreement of the Parties signed June 19th, 2003 (attached). The City states that future reporting regarding CPOP initiatives of the City will comply with the agreements memorialized in Plaintiff's correspondence contained in

Appendix 12. Although Plaintiffs have not had the opportunity to review documentation that would demonstrate that the current CRT program satisfies any of these requirements, we take the City at its word that all future reporting of CPOP items/initiatives will satisfy the aforementioned agreement of the Parties.

B. OTHER CPD INITIATIVES

Citizens Police Academy

“The Citizen Police Academy (CPA) is an instructional program designed to provide the Cincinnati Citizen with an understanding of the science and art of policing. The comprehensive program is designed to provide information on the law enforcement industry and its government principles.

The CPA will expose citizens to a number of current law enforcement issues and the latest Cincinnati Police Department procedures.”¹

See Appendix Item # 4 for the Department’s training record from January 2005 through April 2005.

CPOP training is scheduled for new Field Training Officers (FTOs) during the week of May 23, 2005. Twenty officers are expected to attend this training.

A CPOP class for new supervisors is scheduled for early June. Fifteen officers are expected to attend.

Youth Services Section and the DARE Unit

Ohio Crime Prevention Association Awards Presentation

The 2005 Ohio Crime Prevention Association Conference presented four awards to the CPD. No other police department in the history of the Ohio Crime Prevention Association Awards has ever received more than three awards in a single year. The following awards were received in Columbus, Ohio on April 4, 2005:

- **Police Officer David Hamler** received the School Resource Officer of the Year Award.
- **District 4 Violent Crime Squad** received the Meeting Local Needs Award for the Neighborhood Intelligence, Cooperation, and Education (NICE) project instituted by Sergeant Richard Lehman.
- **Lieutenant Larry Powell** received an Honorable Mention as a Lifetime of Leadership – Ohio Crime Prevention Practitioner of the Year.
- **The Cincinnati Police Department and Mental Health Association** was recognized for their work creating the Mental Health Response Teams. Lieutenant Howard Rahtz has acted as the liaison with the Mental Health Association and presented the project which was

¹ <http://www.cincinnati-oh.gov/police/pages/-5410-/>

awarded an Honorable Mention as the Outside the Box – Ohio Community Policing Strategy.

PRIDE Youth Program

Cincinnati hosted the 28th Annual PRIDE World Drug Prevention Conference in April. PRIDE is the nation's largest youth conference focusing on drug and violence prevention. The CPD was involved in their most successful conference to date. The conference was well received as over 3,000 young people and adults were in attendance.

Ongoing Police, Community, and Youth Initiatives

See Appendix Item # 5.

Off the Streets Policy Team

The *Off the Streets Policy Team* is a program designed to explore best practices and plan creative intervention/diversion strategies for women arrested/charged/convicted with solicitation/prostitution in Hamilton County.

The planning team has recently submitted a grant application to help fund the program (see a copy of the project abstract in Appendix Item # 6). The presentation by the founders of SAGE (Standing Against Global Exploitation) was completed in March and was very beneficial to the planning team. SAGE conducted workshops on topics related to addressing street level prostitution.

Key members of the planning team are traveling to San Francisco beginning May 22, 2005 and will conduct site visits and view the operations of the diversion program. It has been decided by the planning team that establishing the John School will be the first operational step in starting the program in Cincinnati.

C. COMMUNITY POLICE PARTNERING CENTER

During this reporting period, the Community Police Partnering Center has been primarily engaged in outreach to the neighborhoods scheduled for problem-specific SARA training, to be jointly facilitated by the CPPC and the CPD staff during the remainder of the spring and coming summer months of 2005.

Since the last report, Partnering Center Outreach Workers have conducted four new trainings, details of which are outlined below. Currently, Partnering Center Outreach Workers are active in 41 Cincinnati neighborhoods, working to support existing CPOP Teams, encourage developing teams, or conduct outreach in neighborhoods scheduled for training. A Neighborhood CPOP Team Monthly Summary (Appendix Item # 7) has been developed to provide an “at a glance” look at the neighborhoods in which CPPC staff are active, and give a brief description of the CPOP problems that have been identified by teams, as well as the current status of the teams in applying the SARA Process.

At the end of April 2005, The Neighborhood CPOP Teams Monthly Summary outlined the following:

- *Number of Neighborhood Problem-Solving efforts currently being supported by CPPC Staff:* 32
- *Number of Neighborhoods with Developing CPOP Teams:* 9
- *Number of CPOP Teams considered “Active” by both CPD & CPPC (according to criteria below):* 19

(“Active” describes a team that has identified a problem as defined by the CPOP curriculum, and a Community Problem Solving Worksheet has been completed with input from community stakeholders, and CPD and CPPC staff.)

NEIGHBORHOOD HIGHLIGHTS DURING THIS REPORTING PERIOD:

One of the key highlights during this reporting period is the significant outreach and training in **Price Hill** that has since led to the formation of a CPOP Team in that **District 3 neighborhood**. CPPC staff member George Roberts worked with Officer Scott Schaerer, Price Hill Will/Safety CAT, Price Hill Civic Club, the East Price Hill Improvement Association, Elder High School and many other community groups, social service agencies and community leaders to recruit neighborhood stakeholders to participate in a

CPOP training, which was held on April 28 for 14 Price Hill stakeholders. Twelve residents attended the first CPOP Team meeting following the training, which was held on May 5. The team plans to utilize the SARA methodology to reduce youth violence in their neighborhood.

A notable point about this training is that it was the first to be held at the neighborhood branch of the The Public Library of Cincinnati and Hamilton County, and as such, part of the training itself was an overview of the problem solving resources that are now available through the library, and information about how citizens can access these resources.

Organizing is underway for additional neighborhoods to hold their trainings at the local branches of the Hamilton County-Cincinnati Public Library. These neighborhoods include:

Madisonville – CPPC staff is working with the community and local library staff to confirm a Monday in June to hold this training.

Walnut Hills – The target date for the Walnut Hills Training at the Library Branch is Tuesday, June 21. The CPPC staff member assigned to this community is working with community stakeholders to confirm this date and coordinate a time with the local library staff. This training may be combined with stakeholders in East Walnut Hills as well, since it is likely that they will work on shared community problems as part of their CPOP efforts.

OTR / Downtown – The target date for a combined training for Over-the-Rhine and the Central Business District/Downtown is Tuesday, June 28, to be held at the Main Library Branch on Vine Street in downtown Cincinnati. Center Outreach Workers are currently working in both neighborhoods to recruit participants for this training.

Corryville was previously scheduled to hold the SARA training at their local library branch. However, the community stakeholders involved chose instead to hold the May 17 training at the Corryville Recreation Center, with whom they have a long-standing relationship. The CPPC staff member assigned in this neighborhood is coordinating a follow-up session at the local library branch, to ensure that Corryville residents will be informed about the problem solving resources that exist at the library, and know how to access these resources.

Recent Highlights of the 25 Cities Initiative:

Partnering Center staff continued to work with the Office of National Drug Control Policy, CPD and the Coalition for a Drug-Free Greater Cincinnati on this initiative in Kennedy Heights, Lower Price Hill and Madisonville. The 25 Cities Initiative is a coordination of law enforcement, prevention and treatment strategies to reduce drug use and violence related to drug use in these neighborhoods. The program will use the SARA problem solving

method as the process to achieve the reduction in drug use and violence in these communities.

- **Kennedy Heights** – The Kennedy Heights 25 Cities Committee held a day-long Town Hall Meeting in January, which was facilitated by Community Building Institute at Xavier University. The group is partnering with the YWCA and the Rape Crisis & Abuse Center on Domestic Violence issues as part of their treatment and prevention strategies. The group has also sent out postcards to publicize the Recovery Health Access Center's (RHAC) phone number, which people can call to get a variety of treatment and prevention assistance. They are also conducting an environmental survey in a specific target area.
- **Lower Price Hill** - The Lower Price Hill 25 Cities Committee held a Town Hall Meeting in January, 2005. The group has applied for a Drug Free Community Grant through ONDCP and is working with First Step Home on getting a new treatment facility for women in the community. The group also continues to schedule neighborhood walks with District 3 Officer Steven Ventre to identify problem locations.
- **Madisonville** - The Madisonville 25 Cities Committee has convened a local "Steering Committee" comprised of representatives from over a dozen community-based groups and organizations. This group held their first 25 Cities Initiative Town Hall Forum on April 14th at the Madisonville Recreation Center. Over 120 community residents attended, and many signed up to participate on 25 Cities Initiative working committees.

Additionally, CPPC staff members organized young people and adult chaperones from two of the three 25 Cities neighborhoods (Lower Price Hill & Madisonville) to attend the International PRIDE World Drug Prevention Conference, held in Cincinnati during the first week of April and co-sponsored by the Ohio Department of Alcohol & Drug Addiction Services and Greater Cincinnati Drug Free Coalition. These youth will be part of any youth-focused strategies that may emerge as part of ongoing 25 Cities Projects in their neighborhoods.

The Partnering Center also helped plan and hosted a visit with Cabinet Member John Walters, Director of the Office of National Drug Control Policy (ONDCP). Members of the communities participating in the 25 Cities Initiative were invited to this meeting to have a dialogue with Director Walter about their 25 Cities Initiative work in their communities.

ADDITIONAL PARTNERING CENTER HIGHLIGHTS DURING THIS REPORTING PERIOD:

- Four Partnering Center Staff members (Doreen Cudnik, Deatra Greene, Charles Houston and George Roberts) successfully took and passed the Certified Prevention Specialist Exam, administered by the Ohio Crime Prevention Association (OCPA). These four staff members now join 330 Crime Prevention Specialists certified in Crime Prevention in the State of Ohio. The additional members of the Center's Outreach Worker staff will take the Crime Prevention Specialist Class in June at the Regional Community Policing Institute (RCPI), and will take the exam following completion of the classes.
- The Partnering Center sponsored a 2-day training seminar in Community Oriented Policing, Problem Oriented Policing and Crime Prevention Through Environmental Design (CPTED) on March 7th & 11th for CPPC & CPD staff. CPPC staff secured two internationally-renowned experts in these fields to present the trainings. The trainings were held at the site of a "Friend of the Collaborative" organization, the Hamilton County Community Action Agency Theodore Berry Center in the West End.
- In late February, The Partnering Center began a 2-hour information and call-in show on a local AM radio station, WDBZ AM – "The Buzz" of Cincinnati". The show is aimed at informing the larger public about CPOP and the work of the Partnering Center, as well as discussing the larger issues related to the Collaborative Agreement. To date, there have been 4 broadcasts, one highlighting the work of the Parties to the Collaborative Agreement; the second featuring neighborhood residents from Madisonville and Avondale discussing CPOP efforts in those communities; a third focused on the issue of Youth Gun Violence, and the 4th was a live broadcast from Avondale's "Jay Street Market 05" – an event held as part of a CPOP response to the problem of drug sales and use, and other illegal activity in and around the area of Burnet and Rockdale.
- The North Avondale CPOP Team was approved for a Neighborhood Safe and Clean Grant from the City of Cincinnati for a clean up project at their target location at Mitchell Ave. & Vine Street. This area received a significant clean up on Great American Clean Up day in late April. At the team's request, Officer Jana Cruse has contacted Metro Bus to inquire about the possibility of moving the bus stop on Mitchell about a block to the north, since this bus stop contributes to a chronic litter problem adjacent to the target area. The proposed spot has trash receptacles in place for community use, unlike the current location.

- As the warmer weather months approach, the The CPOP team in Winton Hills has continued to build a relationship with the Cincinnati Recreation Commission to create a strategy to address the identified problem of pool drownings. The team is working to increase the lighting around the pool area, and they are working with the Medical Center to develop a “Swimming Pool Education” program for neighborhood residents. The team plans to have their strategy ready to roll out to coincide with the opening of the Summer 05 swimming season.
- CPPC staff worked with the Kennedy Heights community to host training with Specialist Kelly Raker from Cincinnati Police Department. Specialist Raker gave a presentation to 18 citizens, including interested landlords, about how property owners can protect their investments by preventing drug sales and drug use on their property and removing problem tenants. This training took place on Tuesday, April 26th at the Kennedy Heights Arts Center, and included a representative from the Real Estate Association (REA). As a result of the publicity generated by this initial training, Specialist Raker has appeared on WVXU – FM and has presented additional trainings to Cincinnati Metropolitan Housing Authority, and REA. CPPC Outreach Worker Amy Krings and Specialist Raker will present this training on Monday, June 23, 2005 in the Community Room at the Urban League.
- Also on April 26, twelve citizens participated in a Domestic Violence Prevention Training, coordinated by CPPC staff member Amy Krings and presented by Sandy Braswell from The Rape, Crisis and Abuse Center (formerly Women Helping Women). Ms. Braswell talked about domestic violence and abusive behaviors, resources through the YWCA and RCAC, and "best practices" of community responses.
- Since the first Court Watch Training in January 2005, CPPC Outreach Workers have organized additional Court Watch trainings for interested citizens. Two additional Court Watch trainings are scheduled in the coming months – the first on May 26, hosted by the Partnering Center in the Urban League’s Computer Room, and the next on June 6 at Elder High School in Price Hill. Terry Cosgrove of the City of Cincinnati Law Department will present the training.
- Partnering Center staff members participated in a “Collaborative Agreement Luncheon and Conference”, held March 16 at Tryed Stone Missionary Baptist Church. The event was held to inform and involve the faith-based leadership of our community in the work of CPOP and the CA. Since that time, new faith-based groups have become involved in CPOP problem solving efforts in their neighborhoods.

- The CPPC released an assessment, *Interventions Targeted at an Open Air Drug Market in Lower Price Hill: Cincinnati, Ohio* on April 22, 2005. See Appendix Item # 8 to view the report.

D. PARAGRAPH 29 PROGRESS UPDATE

Item 29(a). The City, in consultation with the other Parties, shall develop and implement a plan to coordinate City departments with the CPOP focus of the CPD.

Monitor's Previous Assessment

As discussions proceed, the Parties should keep in mind that a service request tracking system cannot by itself replace a CPOP tracking system. The CPOP tracking system must contain sufficient detail about each CPOP case so that others in the organization and the community can see how the problem was identified, the dimensions of the problem, analysis undertaken and what was learned from it, what solutions were drawn from the analysis, if and when the solutions were implemented, and to what extent the interventions reduced the problem.

Given the uncertainty about the form the inter-agency service delivery system will take, we recommend the City keep the Parties involved in any proposed changes to the system, as they will be the consumers of it.

While the City and the Parties have made significant progress on these issues, because this provision requires the "implementation" as well as the "development" of a "plan to coordinate the work of City departments in the delivery of services under CPOP," the Monitor's assessment of compliance requires documentation of the City's implementation of its coordination plan. This will be made much easier once the Parties agree on a CPOP tracking system. The City thus remains in partial compliance.

Status Update

The Neighborhood Code Enforcement Response (NCERT) Teams will serve as a primary way to access city department resources to support CPOP. Five new NCERT Teams coinciding with Police District boundaries were established in April of 2005. NCERT Teams will serve as self directed work units consisting of one representative from each of the following Departments: Buildings & Inspections, Health, Police, and Fire with support on an as needed basis by law. NCERT Teams, facilitated by Neighborhood Sergeants, will address the most serious safety code violations and provide access to city department resources to support CPOP.

One Code Enforcement Response Team has operated successfully for approximately 18 months and a summary of their work flow follows:

- Selection of new NCERT cases
 - Citizen complaints
 - Police Action
 - Field Observations
- Research existing open orders and investigations for the property
- Determine if there is sufficient probable cause to obtain a search warrant from a judge (if no, do more research; if yes, continue)
- Search the property and video tape the search if possible
- Order vacation or evacuation of the property if necessary
- Assist occupants with alternative housing if needed
- Issue orders against the property owner
- Re-inspect within the timeframe dictated by the violation
- If non-compliance, cite for failure to comply with orders and take to the Housing Court

Neighborhood Sergeants evaluate proposed CPOP cases and facilitate CPOP Teams. Neighborhood Sergeants will also facilitate the new NCERT Teams. It is logical to flow the access to city services for CPOP through the Neighborhood Sergeants and the NCERT Teams.

City Department Coordination into CPOP begins by adding the Customer Service Response and Knowledge Data Base to each Neighborhood Sergeant and NCERT Team member's desktop.

Proposed CPOP issues will be directed by Neighborhood Sergeants as follows:

- **Single Service Safety Issue** - Neighborhood Sergeants determine if an active case
 - **active case** – report the active CSR or Permits Plus case number back to inquiring citizen or staff
 - **non active case** – refer to the CSR
- **Single Service Non Safety Issue** – same steps as above
- **Repeated Safety Issues – Neighborhood Sergeants** determine if a CPOP Team is appropriate and
 - **If CPOP Team is appropriate** – **Neighborhood Sergeants** refer to the NCERT Team to access the services of their departments.
 - **Departments without an NCERT Team – Neighborhood Sergeants** refer to the CPOP liaison in the following departments: Community Development and Planning, Transportation and Engineering, Metropolitan Sewer District, Water Works, Recreation, Public Services and Parks, and or use the CSR Knowledge Data Base
 - **Neighborhood Sergeants copy** the Community Police Partnering Center on all potential CPOP cases.

Additional Coordination

Main City Departments for CPOP Coordination - The following city departments will have designated CPOP Liaisons by neighborhood and be granted access to update actions taken on CPOP cases: Buildings & Inspections, Health, Police, Fire, Community Development and Planning, Transportation and Engineering, Metropolitan Sewer District, Water Works, Recreation, Public Services and Parks. Departments will report quarterly any CPOP Liaison staff changes to the CPD Community Oriented Policing Coordinator. Department Directors will add CPOP to the agendas for regularly scheduled senior management and division meetings.

Police Resources Meetings - Neighborhood Sergeants will represent the NCERT Teams at these meetings. Community Development and Planning staff (Development Opportunity Teams {DOT}) will also attend these meetings to share resources as appropriate. Neighborhood Sergeants distribute Police Resource meeting minutes to NCERT and DOT Teams as available.

Patterns of Service Request - CSR Call Center Manager will review service requests and CAGIS maps to determine if patterns exist for increased number of calls for service for any given area. Repeated safety issues will be referred to the Neighborhood Sergeants for CPOP consideration and non safety issues will be referred to the appropriate departments.

See Appendix Item # 9 to view the *Citizen's Guide to Community Action: Addressing Nuisance Complaints and Neighborhood Blight*.

Item 29(b), the Parties shall develop and implement a system for regularly researching and making available to the public a comprehensive library of best practices in community problem-oriented policing.

Monitor's Previous Assessment

The Parties have been in compliance with this section for three consecutive quarters.

Status Update

The following publications have been forwarded by the Community Police Partnering Center's Executive Director to representatives of the Parties to the Collaborative Agreement for review and possible inclusion in the CPOP website:

- Juvenile Violence Research
- Understanding and Preventing Violence
- Youth, Gangs, Drugs Violence Connection
- Promising Strategies to Reduce Youth Gun Violence
- Boston Operation Cease Fire
- Reducing Firearm Violence Through Directed Patrol – Indianapolis
- Reducing Gun Violence – St. Louis Consent to Search Program
- Strategic Approaches to Reducing Gun Violence – Indianapolis
- Working With Victims of Gun Violence
- Youth Gun Violence Deterrence in Portland
- Youthful Offenders’ Perception of Gun Violence

The ACLU representative and Partnering Center staff have worked with the Hamilton County Public Library staff to serve as a resource to community residents who are interested in participating in neighborhood CPOP efforts. The Hamilton County Library has developed a website (<http://www.cincinnati.library.org/cpop/>) containing POP Guides and other crime prevention resources provided by the Community Police Partnering Center and has acquired physical resource materials (POP Guides) to assist community residents in CPOP efforts. The Hamilton County Library has also provided space for conducting CPOP training.

Item 29(c). The City, in consultation with the Parties, shall develop a process to document and disseminate problem-solving learning experiences throughout the Police Department and the public.

Monitor’s Previous Assessment

We applaud the efforts (of the CPD in their CPOP training presentation during management training in December 2004 and January 2005, and the CPD and Partnering Center’s two-day training seminar in March 2005 for Partnering Center outreach workers and CPD officers) and see them as first steps in the adoption of problem solving as an organization-wide philosophy of the CPD. The 50 minute management training contained many key points about CPOP, and the Partnering Center training offered CPD employees a 2-day training; the extra training time allows for greater detail on CPOP-related subjects. This CA section calls for the City to consult with the Parties on the CPD’s problem solving training. To the extent the Parties were consulted on the CPOP training for CPD managers, this would be a very positive step.

With respect to documenting and disseminating problem solving experiences in the field throughout the CPD, we believe more work is needed to achieve compliance. The CPOP tracking system is currently under design review, but the Department may also want to consider additional ways of crafting and disseminating descriptions of problem solving experiences to CPD members.

As we have noted in prior Reports, the CPOP website contains some problem-solving efforts and is available to the public via internet. While we believe the form and the format for these descriptions will change, the CPD is in compliance with the public dissemination requirements of this subsection.

On emphasizing problem solving in the Academy, in-service and FTO training, and other training, a sufficient emphasis has not been documented at this point. We believe, however, that this can be easily remedied. We hope to see greater progress, in consultation with the Parties, in the coming quarters. The Partnering Center can also contribute a great deal, if desired, in helping craft appropriate training for different segments of the CPD. For purposes of clarity, it also would be helpful if future CPD training includes what is expected from each rank/assignment as a result of the new orientation towards problem solving, so that roles and responsibilities are clear and can more easily be reinforced by performance evaluations.

Of the four subparts to this subparagraph, the Parties are in compliance with the public dissemination requirement, and progress on the other elements of this CA section is required. The Parties are in partial compliance with this section of the CA.

Status Update

CPOP training for new Field Training Officers (FTO) and new supervisors is scheduled for late May and early June.

Item 29 (d), The Parties shall research best practices and unsuccessful methods of problem-solving used by other professionals (e.g. conflict resolution, organizational development, epidemiology, military, civil engineering and business).

Monitor's Previous Assessment

As the Monitor Team has noted, 29(b), 29(c) and 29(d) are closely tied, and these and other CA sections are meant as ways to ensure that the CPD adopts problem solving as its principal strategy to reduce crime and disorder in Cincinnati. For this subparagraph, compliance mirrors the requirements of 29(b) and 29(c).

As we noted in 29(b), the Parties have established a CPOP “best practices” library and included research publications and guides on the CPOP website and at City libraries. We have found the Parties in compliance with the public dissemination requirements of 29(b) and 29(c). However, because problem solving is to be adopted as the “principal strategy for addressing crime and

disorder problems,” dissemination of problem solving “throughout the CPD” to CPD members requires more than the inclusion of problem solving research on the CPOP website. We have determined that the City is not yet in compliance with the requirements of 29 (c) for training and dissemination to CPD members.

Status Update

The Community Police Partnering Center provided to the Parties to the Collaborative Agreement a synopsis of the elements of effective community youth gun violence prevention strategies and an overview of effective youth gun violence initiatives in three cities: Boston, Richmond, CA, Minneapolis-St. Paul, as reported in the OJJDP (Office of Juvenile Justice and Delinquency Prevention) publication, *Promising Strategies to Reduce Youth Gun Violence*. See Appendix Item # 10 to view the publication.

Item 29(e). The Parties, consistent with the Community Partnering Program, shall conduct CPOP training for community groups, jointly promote CPOP and implement CPOP training.

Monitor’s Previous Assessment

While this quarter featured just two trainings, the upcoming spring and summer training schedule appears quite full. Moreover, the two trainings conducted in this quarter were very constructive. We see tremendous added value from the additional training developed around specific crime/disorder problems, as it gives those communities expressing an interest even more detailed access to information about problems that may be acute in their particular community. One can imagine a training menu from which communities can pick different topics of interest based on their communities’ needs: open-air markets; graffiti; speeding in residential areas; drug dealing in apartment complexes; street prostitution; drag racing; landlord training, etc.

The Parties are in compliance with this section of the CA.

Status Update

During this Reporting Period, the Community Police Partnering Center held several “issue-specific” trainings, re-trained stakeholders new to CPOP in basic SARA methodology, and continued outreach in several Cincinnati neighborhoods to enlist residents to participate in the Spring / Summer SARA Trainings.

The Partnering Center utilized a 2-hour information and call-in show on WDBZ AM—“The Buzz” of Cincinnati” radio show to help promote CPOP

and the Partnering Center on several occasions during this reporting period. On March 26th, neighborhood residents from Madisonville and Avondale were on the air discussing CPOP efforts in their communities. This show also featured District 2 Captain Michael Cureton and two members of the Madisonville Citizens on Patrol Team discussing their efforts in that community. The Avondale group highlighted their CPOP efforts, including plans for the second “Jay Street Market”, which is an event held as part of a CPOP response to the problem of drug sales and use, and other illegal activity in and around the area of Burnet and Rockdale. Additional “Buzz on CPOP” show topics are discussed in the Partnering Center’s portion of this report, under “Additional Partnering Center Highlights During This Reporting Period.”

Additional trainings held during this reporting period were:

- Twelve citizens participated in a Domestic Violence Prevention Training on April 26, coordinated by CPPC staff member Amy Krings and presented by Sandy Braswell from The Rape, Crisis and Abuse Center (formerly Women Helping Women). Ms. Braswell’s trainings outlined domestic violence and abusive behaviors, and highlighted resources through the YWCA and RCAC, and "best practices" of community responses.
- On May 4, CPPC Outreach Worker Anika Simpson presented a Blight Index Training to 14 people in South Cumminsville. This training was held to assist residents in understanding how to conduct a Blight Index to address vacant and blighted buildings in their neighborhood.

Additional basic and issue-specific SARA trainings are scheduled during the next reporting period. Some of these trainings are scheduled to take place at the Public Library of Cincinnati and Hamilton County. These neighborhoods include:

- Corryville – A SARA Training focusing on Litter/Blight issues is scheduled for May 17 at the Corryville Recreation Center. As of May 16, 2005, nearly 20 people were signed up for the training.
- Madisonville – CPPC staff is working with the community and local library staff to confirm a Monday in June to hold this training.
- Walnut Hills – The target date for the Walnut Hills Training at the Library Branch is Tuesday, June 21. The CPPC staff member assigned to this community is working with community stakeholders to confirm this date and coordinate a time with the local library staff. This training may be combined with stakeholders in East Walnut Hills, since it is likely that

they will work on shared community problems as part of their CPOP efforts.

- OTR / Downtown – The target date for a combined training for Over-the-Rhine and the Central Business District/Downtown is Tuesday June 28, to be held at the Main Library Branch on Vine Street in downtown Cincinnati.

Additionally, a Quarterly Meeting of the Friends of the Collaborative was held on April 28, 2005 to involve these Friends in the work of CPOP and the Partnering Center. The focus of this meeting was a panel that included representatives from the Cincinnati Enquirer, the Cincinnati Post, the Cincinnati Herald, and City Beat to discuss the historical coverage and role and responsibility of the media in informing the public about the Collaborative Agreement, CPOP and the Partnering Center.

Item 29(f). The Parties shall coordinate efforts through the Community Partnership Program to establish an ongoing community dialogue and interaction including youth, property owners, businesses, tenants, community and faith-based organizations, motorists, low-income residents and other City residents on the purposes and practices of CPOP.

Monitor's Previous Assessment

Given the court-related developments on the CA this quarter, it is not surprising that the Parties did not jointly coordinate any efforts at community dialogue. We hope that this will be remedied in the next quarter. We believe the efforts described under 29(e) at Xavier University, planned by the CPPC, can form the beginning of joint forums on progress and plans for the future of the CA.

The Parties are in partial compliance with this section of the CA.

Status Update

The Parties have nothing new to report in this area.

Item 29(g). The Parties shall establish an annual award recognizing CPOP efforts of citizens, police, and other public officials.

Monitor's Previous Assessment

Currently, the Parties are not in compliance with this section of the CA. However, as we noted in prior Reports, the rolling out of joint CPOP training took precedence over the awards process, so the Parties and communities will have the skills to address problems. With approximately 19 active CPOP neighborhood teams, an awards ceremony will be a timely addition by recognizing the committed efforts of those engaged in problem-solving.

Towards that end, the Partnering Center's newly hired community analyst is reviewing CPOP project data (calls for service, citizen surveys, environmental surveys) to check post-project data against project baseline data. Those CPOP teams whose projects appear to have had the greatest impact will be encouraged to submit award applications.

Status Update

The Community Police Partnering Center has included \$5000 in its 2005 budget, which was approved in April, to support an awards program this year. The Awards Committee will be meeting in mid May and on a regular basis thereafter to coordinate an awards ceremony to be held in the fall of 2005.

Award categories have been identified by the committee and a selection committee will be formed to evaluate all award nominations. Award nominations will be solicited beginning in the third quarter of 2005.

Item 29(h). The City, in consultation with the Parties, shall develop and implement a system for consistently informing the public about police policies and procedures. In addition, the City will conduct a communications audit and develop and implement a plan for improved internal and external communications.

Monitor's Previous Assessment

Concerning the first part of this CA section, accessibility to policies and procedures, they remain available to the public on the CPD's website, <http://www.cincinnati-oh.gov/cpd>. The City is in compliance with this part of paragraph 29(h). We also believe it would be helpful to have a link in the City's CPOP website (<http://cagisperm.hamilton-co.org/cpop/>) to the policies and procedures, so that those community members most engaged with the police and who have access to the internet can easily review any policy or procedure on the CPOP website.

For the second part of this CA section, the City conducted a communications audit, but has not yet implemented a plan for improved internal and external communications. The City is in partial compliance with this component of paragraph 29(h).

Status Update

The communications council comprised of representatives from the CPD, the National Conference for Community and Justice (NCCJ), and Hollister, Trubow, and Associates (HT & A), continues to meet on a regular basis in an effort to implement a plan for internal and external communication. A major part of this effort comes in the form of a “loaned executive” acting as a Community Relations Coordinator (CRC). A job description was posted and interviews are currently being conducted.

Until a selection is made, HT & A has assumed a number of tasks that will eventually fall under the role of the CRC. Tasks include the development of several concept papers:

- Semi-annual report from the Cincinnati Police Chief to the city’s community leaders
- An annual report, *Report to the Community We Serve*
- A quarterly internal newsletter for officers, civilian employees, retirees, and their families

As of mid-April 2005, representatives from HT & A have been in contact with personnel in all sections/units of the CPD for information and cooperation. Their intent is to expand on the positive working relationship that developed as a result of the 2002 communications audit. HT & A have begun several initiatives including police trading cards and the development of “good news” stories throughout the CPD to be disseminated via commercial media as well as through the above listed concept papers.

See Appendix Item # 11 for the complete Communications Project Update.

Item 29(i). The CPD will create and staff a Community Relations Unit.

Monitor’s Previous Assessment

Again, we note that the addition of an officer to CRU is a positive development and we look forward to working with her. The City is in compliance with this CA requirement.

Status Update

The position of Community Relations Coordinator will not only be an asset to the CPD as a whole but will serve as a positive addition to the CRU.

Item 29(j). The Parties shall describe the current status of problem-solving throughout the CPD via an annual report. Each party shall provide details on what it has done in relating to its role in CPOP.

Monitor's Previous Assessment

The Parties have been in compliance with this section of the CA for two consecutive annual deadlines.

Status Update

The Parties have nothing new to report in this area.

Item 29(k). The CPD Commanders shall prepare quarterly reports that detail problem-solving activities within the Districts. Reports shall identify specific problems and steps taken by the City and community toward their resolution. Reports shall identify obstacles faced and recommendations for the future. Reports should be available to the public through the Community Relations Unit.

Monitor's Previous Assessment

The purpose of Unit Commander quarterly reports is to detail problem-solving efforts. Some of the efforts described above are highly consistent with problem solving; others are less so. As well, some unit commanders have yet to submit quarterly reports.

In addition, this quarter, the Community Relations Unit revised the problem-solving report sheet and gained Partnering Center approval of it. It was introduced into the Department in the January 25, 2005 Staff Notes. While the current commander quarterly reports do not use the new reporting worksheet (CPD reports that its use in quarterly reports is expected in June 2005), the new form was included in Appendix 16 of the Parties' CA Status Report for the Monitor's review. The CPD Staff Notes states that the revised form is to be used immediately.

We agree with the CPD that the reporting form required revision. Additional changes or additions may be necessary to ensure that reports document problem solving. While the revised reporting format is improved, it still provides opportunities for vague or generic answers. As well, the measurement of impact under the assessment portion of the form focuses only on measures of police activity, rather than measures of the impact of the problem solving effort (e.g., calls for service, crime rates, complaints, or other data measures). Second, it would be helpful if the form described the extent of the impact, or degree of success, rather than a check box that the problem was eliminated, reduced, or moved to a new location. In February and March, the Parties met to discuss, among other things, problem solving reporting, and additional discussions are planned. We hope that the Parties will also discuss the revised form. We are available and willing to provide suggestions or participate in these discussions.

The CPD is in partial compliance with this section of the CA.

Status Update

As of April 21, 2005, the Parties have reached agreement on the definition of problem solving. Future reporting of problem solving will have the identifying characteristics of (a) problem definition, (b) the analysis of the problem, and (c) the range of alternatives considered. See related ACLU correspondence in Appendix Item # 12.

In regards to the Monitor's comments about the Form 560, it is undergoing revision again in response to additional input from the Parties. The CPD Planning Section is currently working on this assignment.

Item 29(l). The Parties shall review existing Police Academy courses and recommend new ones in order to effectively and accurately inform police recruits, officers, and supervisors about the urban environment in which they work.

Monitor's Previous Assessment

This quarter, the City provided the Plaintiffs with the Academy training schedule and has reinstituted Plaintiffs' access to training. Given this development, we hope that the Plaintiffs and the FOP will be able to meet with District Commanders and audit one or two CPD trainings to recommend changes or additions if needed to help CPD officers police in an urban environment.

The FOP's current suggestions for training should help officers police an urban environment. Officers should be made aware of their liability for certain actions and the types of actions most likely to draw individual liability (as suggested in recommendation 1). If Taser procedures are modified, officers should receive timely training, including training concerning the risks involved if the Taser is used contrary to any modified procedures (recommendation 2). As for recommendation 3, because it is a data collection and survey issue, this recommendation is more appropriately addressed in a later section of the CA report, under Section IV. Regarding recommendation 4, search and seizure training and the appropriate charging of disorderly conduct and obstruction of official business are very sound training recommendations. If not addressed well, these issues can lead to citizen mistrust of the police if police decisions in searching and charging decisions are perceived to be overreaching.

The Parties are in partial compliance with this section of the CA.

Status Update

Plaintiffs plan on attending Collaborative Agreement, Current Issues, FTO Program trainings in the upcoming quarter (May 2005). After attending these programs, plaintiffs will produce an audit of these programs. All Community Policing courses had taken place prior to Plaintiffs' receipt of the full Academy training calendar.

Item 29(m). The Parties, in conjunction with the Monitor, shall develop and implement a problem-tracking system.

Monitor's Previous Assessment

Improvements to the problem tracking system will be a positive advance. In our prior Reports, we commented on some of the missing pieces in the system and that the system needed to provide enough case information so that a person unfamiliar with a CPOP case could read one and understand what was learned about a particular problem and how the responses selected were tailored to what was learned. A CPOP case description should contain more exact information about what was done to fix the problem, when it was done, and by whom. Also, measures of impact should be precise if possible; for example the level or extent of reduction in calls for service for a given time period, the types of calls that are now less frequent and more specific measures of increased community satisfaction. As the Parties collaborate on this improvement, we recommend that they share drafts for an improved tracking system with the Monitor. Because the Parties are in the process of

revising and improving the problem tracking system, the Monitor will defer our compliance determination.

Also, we commend the CPD for the changes made this quarter in adding Partnering Center information, making it easier to move between SARA elements in the tracking system, and adding “Give Specifics” boxes. At the end of the revision process, officers and supervisors will require new training. In addition, it will be important that supervisors understand their role in ensuring that the information officers input is accurate, detailed, and kept up-to-date. Sample problems using the screens can illustrate for officers and supervisors the kind and detail of information required.

Status Update

Changes are currently being implemented to the CPOP database to improve access by the Partnering Center. A tentative timeline has been created in an effort to keep the established tasks on track. Changes to the website should address the Monitor’s concerns of “missing pieces in the system.”

Item 29(n). The City shall periodically review staffing in light of CPOP.

Monitor’s Previous Assessment

The Monitor looks forward to the results of further discussion between the Parties. If, as CPD suggests, patrol officers have 30 percent of their time to analytically problem solve, and the crime analysis capacity of the Department is robust, the Monitor anticipates seeing greater evidence of the analytic problem solving efforts of patrol officers and other sworn personnel in the Department.

With respect to crime analysis, as the number and complexity of projects undertaken by the Department increases, greater expertise in measuring impact is typically required. The University of Cincinnati report (contained in Appendix 2 of the Parties’ CA Status Report) by two UC graduate students is an example of the kind of work that can be done by crime analysts in a problem solving department.² The value of in-house, robust crime analysis is

² The analysis examined if crime decreased in Pendleton and on the 500 block of 13th Street after a traffic barricade. The students also examined if crime displacement occurred, and if so, how much and to where. The information contained in the report would be worthwhile to share with any CPOP team considering barricades. It is easy to see that an analysis such as this would be of value to the CPD in examining whether the robbery task force, which is annually constituted by the Department, has the desired impact or if other approaches might be equally or more effective.

that it informs operations, making police work more effective, efficient, and financially less costly.³

The City is not yet in compliance with this section of the CA.

Status Update

This quarter, the CPD advised the Monitor and the Parties that it intends to increase its compliment of crime analysts. The intent is to have a crime analyst in each of the five districts as well as the General Vice Control Section and the Criminal Investigations Section for a total of seven new analysts. Planning and Personnel are currently developing the job descriptions, selection criteria, and training for the analyst positions, which will be filled by sworn personnel.

Currently, sworn staff within the Investigations Bureau in units such as Street Corner, Vice, Major Offenders Unit, also performs analysis of data specific to the needs of their unit, with collaboration from with the Department's chief analysts. These personnel will also be provided any additional training identified for the district crime analysts. Additionally, once training is completed, periodic meetings will be held between these individuals to share information and bet practices.

Item 29(o). The City shall review and, where necessary, revise police departmental policies and procedures, organizational plans, job descriptions, and performance evaluation standards, consistent with its commitment to CPOP.

Monitor's Previous Assessment

The Parties are currently in discussions regarding the standards to be applied to this provision. The Monitor believes that the Department has not yet embarked upon training all Department personnel in CPOP and in the type of problem solving in which the CA asks them to be engaged. Many in the Department may not be aware of the difference between problem identification and resolution (which are measured in the performance review system) and the type of problem solving required by the Agreement (Scanning, Analyzing, Responding, Assessing). Also, as we noted in our prior Report, the performance evaluations are not adequate for compliance under this section.

³ For more information about other types of analysis crime analysts can do, see Become a Problem-Solving Crime Analyst by Ron Clarke and John Eck (2004), Jill Dando Institute of Crime Science.

The City is not yet in compliance with this section of the CA.

Status Update

The CPD would welcome the Monitor's comments as to specific areas which need to be addressed. The CPD believes the Monitor's previous assessment to be vague and highly subjective in regards to assessing compliance. The Department will be convening a Project Team to review the current performance evaluation system and would welcome this additional information.

Item 29(p). The City shall design a system that will permit the retrieval and linkage of certain information including repeat offenders, repeat victims, and/or locations.

Monitor's Previous Assessment

The City is not yet in compliance with this CA provision.

Status Update

In January 2005, each of the three remaining vendors provided three days of product demonstration. Vendors addressed CAD, RMS, systems integration, and product security issues, and follow-up concerns about their products and services. A full time project manager (a sworn lieutenant) is now assigned to minimize delays, cost overruns and ensure project success.⁴ In February and March, the City conducted vendor reference checks, selected a vendor in April, and will begin contract negotiations in May.

Item 29(q). The City shall secure appropriate information technology so that police and City personnel can access timely, useful information to detect, analyze and respond to problems and evaluate their effectiveness.

Monitor's Previous Assessment

The City has not met the deadlines in the CA for compliance with this requirement as of yet, but hope to select a vendor by the end of March 2005. The City is not in compliance with this section of the CA.

Status Update

⁴ Lt. Carmichael helped develop and implement the CPD's Employee Tracking System.

The Parties believe that the new RMS system will also meet the requirements of this section of the CA. Contract negotiations with the selected vendor begin in May. The Department's Crime Analysis Unit uses current technology and produces such specific reports as requested.

II. MUTUAL ACCOUNTABILITY EVALUATION

Evaluation Protocol

Items 30-46, Evaluation Protocol

Monitor's Previous Assessment

While the components of the Evaluation Protocol are still being implemented by RAND and the Parties, a significant amount of work has been accomplished. The Monitor will work closely with the Parties and RAND to begin the process of evaluating whether the goals of the CA are being achieved.

The Parties are in compliance with the CA provisions requiring the development of a system of evaluation, and a protocol for accomplishing this evaluation. Because the components of the Evaluation Protocol have not yet been implemented, the Parties are not yet in compliance with implementation or with the requirement of public reporting of the results of the Evaluation Protocol. However, we are hopeful that RAND's work on the evaluation project will proceed apace and that implementation will be accomplished.

Status Update

The CPD Records Section continues to enter contact cards and provide data requested by RAND. The following information was sent to RAND this quarter:

- o MVRs for the months of November 2004 to February 2005
- o 2004 Contact cards database
- o January to December 2004 Arrest Data
- o Personnel and Internal Complainant databases

III. DEPARTMENT OF JUSTICE MEMORANDUM OF AGREEMENT

Collaborative Items 47-49

Pointing Firearms Complaints

Monitor's Previous Assessment

The investigations of complaints of improper pointing of firearms from March 2000 to November 2002 were forwarded to the Conciliator, Judge Michael Merz, in July 2003. The Parties also submitted supplementary materials to Judge Merz for his review in making his decision under Paragraph 48. On November 14, 2003 Judge Merz issued his decision. Judge Merz determined that there has not been a pattern of improper pointing of firearms by CPD officers. Therefore, CPD officers will not be required to complete a report when they point their weapon at a person. The Parties are in compliance with the provisions of Paragraph 48.

Status Update

The Parties have nothing to report in this area.

IV. FAIR, EQUITABLE AND COURTEOUS TREATMENT

Collaborative Items 50-54. The CA requires the Parties to collaborate in ensuring fair, equitable and courteous treatment for all, and the implementation of bias-free policing. Data collection and analysis are pivotal to tracking compliance, and training is essential to inculcate bias-free policing throughout the ranks of the CPD. The Monitor, in consultation with the Parties, is required to include detailed information regarding bias-free policing in all public reports. The collection and analysis of data to allow reporting on bias-free policing is to be part of an Evaluation Protocol developed with the advice of expert consultants.

A. Data Collection and Analysis

Monitor's Previous Assessment

a. Traffic Stop Data Collection

The CPD is collecting traffic stop data on Contact Cards, which are now being sent to RAND for analysis. RAND is checking quality and consistency of the data fields, and will be preparing its analysis of the data in the next quarter. Because the traffic stop analysis will now be undertaken, the Monitor has determined that the Parties are in compliance with this CA requirement. For continued compliance, the CPD's Records Section will need to continue to input the Contact Cards into its database and provide the data to RAND.

b. Data Collection

RAND has requested statistical compilations produced by the City for this data. The Parties are not yet fully in compliance with this requirement.

c. Use of Force Racial Data

RAND has requested statistical compilations produced by the City for this data. The Parties are not yet fully in compliance with this requirement.

Status Update

The Parties have nothing to report in this area.

B. Training and Dissemination of Information

Monitor's Previous Assessment

As we noted in our two Reports, the Monitor has not seen evidence that the Parties are cooperating in ongoing bias-free policing training. Therefore, we cannot find compliance at this time.

Status Update

The Parties have nothing to report in this area.

V. CITIZEN COMPLAINT AUTHORITY

Collaborative Items 55-89

Monitor's Previous Assessment

The CCA and the CPD have not yet developed written procedures for the timely exchange of information and the efficient coordination of CCA and CPD investigations. Therefore, the City is not yet in compliance with paragraph 74. Also, without these procedures in place, it appears that the City is not in compliance with paragraph 71, requiring that the CPD not interfere with the ability of the CCA to monitor the work of the CPD at the scene, and monitor CPD interviews.

On paragraph 80, the CCA currently does not have access to a shared database, and the City is not in compliance with this provision.

Another area of concern is whether the City is taking appropriate action on CCA findings where the City Manager agrees with those findings. As we noted in Chapter 2, Section IV.D, the City has not provided documentation of the actions taken by the CPD where the City Manager agrees with the CCA findings that are different from the findings of the CPD.

With respect to paragraph 83, the CCA prepared an analysis that was reviewed by the Police Chief and the CCA Board. Paragraph 83 now calls for the CCA and the CPD to jointly “undertake a problem-solving project to determine the reason(s) for the pattern and whether there are opportunities to eliminate or reduce root causes. Where feasible, this project should involve both affected officers and the community.”

Status Update

Paragraph 74 requires that the Chief of Police and the Executive Director develop written procedures that will assure the timely exchange of information and the efficient coordination of CCA and CPD investigations. While there may be an implied understanding of this process, CCA recommends that a written procedure be developed to ensure that each party is aware of the process. During this period, CCA has identified the following investigations which were not received from CPD in a timely manner:

CPD-CCA REFERRALS

The Citizen Complaint Authority received the following cases after closure by the Cincinnati Police Department: R- CCRP

<u>CCA #</u>	<u>Complainant</u>	<u>Incident Date</u>	<u>Closed CPD</u>	<u>Received at CCA</u>
04328R	Mary Evanick	03-15-04	07-12-04	07-26-04
04329R	Terence Shears	04-23-04	07-21-04	07-26-04
04330R	Jennifer Teets	06-04-04	07-12-04	07-26-04
04337R	Jacqueline Roland	06-11-04	07-18-04	08-02-04
04338R	Ronald White	05-26-04	07-13-04	07-26-04
04373R	Devon Shields	02-18-04	08-10-04	08-17-04
04374R	Karima Thomas	07-13-04	08-09-04	08-17-04
04506R	April Sims	09-24-04	10-21-04	11-03-04
04505R	Alisha Poellnitz	06-08-04	10-15-04	11-15-04
04509R	Tyrone Thacker	12-01-03	11-03-04	11-15-04
04520R	Michael Masana	06-26-04	11-09-04	11-22-04
04251R	Gerald Burst	10-03-04	10-22-04	11-22-04
04523	Jessica Battle	10-15-04	11-02-04	11-22-04
04524	Courtney Beard	06-05-04	11-17-04	11-22-04
04525	Matthew Rucker	10-05-04	10-19-04	11-22-04
04539	Pierre Shaw	08-26-02	12-01-04	12-02-04
04540R	Chavez Brewer	11-17-03	12-01-04	12-02-04
04541R	Tierre Jackson	04-04-03	11-19-04	12-02-04
04551R	Robert Thrower	09-04-04	12-02-04	12-09-04
05008	Samuel Johnson	08-21-04	12-30-04	01-10-04
05009	Christie Manchaame	07-17-03	01-05-04	01-10-05
05010	Malone Amason	07-21-04	12-29-04	01-10-05
05051R	Shirley Sullivan	11-25-04	01-09-05	02-11-05
05050	Donte Howard	11-15-04		02-11-05
05048	Robert Campbell	12-17-04		02-11-05
05063R	Terry Shoopman	03-14-04	02-10-05	02-25-05
05065	Ronecia Harris	08-13-04	02-17-05	02-25-05
04036	Sonny Jackson	01-27-05	02-22-05	02-25-05
05092	Clare Iverson	07-30-04	03-15-05	04-11-05

As follow up to the written protocol and the outstanding CPD – CCA Case referrals, a series of meeting have been conducted involving Assistant Chiefs

Cindy Combs and Richard Janke and S. Gregory Baker meeting with the Executive Director and Chief Investigator of CCA and the CPD Internal Investigations Commander. As result of this series of meetings, several items have been identified by CPD, which impeded the timely flow of information between the two agencies, as well as, necessary follow up activity. Those issues are being addressed by CPD and will be incorporated within the written protocol. Specifically, IIS will provide CCA with a copy of their protocol for transmitting and referring information to CCA, and in turn CCA will place in writing current practices for transmitting and referring information to IIS. Further, future meetings between CPD and CCA will include a CPD Assistant Chief.

Paragraph 80 requires the CCA and the CPD to develop a shared database to track all complaints, the manner in which they are handled and their dispositions. During this period, the CCA has been unable to engage the vendor (Cristnet/Motorola), nor has the CCA gotten a response to the initial proposal. Therefore, the CCA will attempt to identify another vendor who is capable of developing the required interface between the CCA and the CPD. The CCA will solicit the guidance/input of RCC in this process.

In regards to the City Manager's actions subsequent to the CCA findings that disagree with IIS findings, the CPD and the CCA are in the process of developing a spread sheet that depicts the CCA and IIS disposition of cases, the City Manager's Action and the CPD's Action. It is anticipated that this information for 2005 will be completed for the next CA Report. In addition, both agencies are working on a process whereby this information will be routinely updated and readily available.

Paragraph 83 As a result of the CCA analysis of the CPD personnel in regards to the frequency of complaints, the Chief of Police issued a response to the CCA found in Appendix Item # 13.

Paragraph 86 requires that the CCA shall issue annual reports summarizing its activities for the previous year including a review of significant cases and recommendations. Such reports shall be issued to City Council and the City Manager, and made available to the public. CCA will complete and publish the annual report for the year 2004 within the next 30 days.

VI. MISCELLANEOUS

- a.** Staff Notes – May 3, 2005 (Appendix Item # 14)
- b.** “Building Bridges” Newsletter (Appendix Item # 15)

APPENDIX

1. Community-Police Programs and Initiatives
2. Problem-Solving Reports
3. Community Response Team Statistics
4. CPD Training Record
5. Police Community and Youth Initiatives
6. *Off the Streets Policy Team* Project Abstract
7. Neighborhood CPOP Teams Monthly Summary
8. *An Assessment of Interventions Targeted at an Open Air Drug Market in Lower Price Hill: Cincinnati, Ohio*
9. *CITIZEN'S GUIDE TO COMMUNITY ACTION: Addressing Nuisance Complaints and Neighborhood Blight*
10. Strategies to Reduce Gun Violence
11. Communications Project Update
12. ACLU Correspondence Letter RE: Parties' Agreement Arising from Facilitated Meetings
13. CPD Interdepartmental Correspondence
14. Staff Notes (May 3, 2005)
15. *Building Bridges* Newsletter